

SENATE BILL No. 627

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-10.1.

Synopsis: School safety. Establishes the governor's council on safe schools. Requires each school corporation to designate a school safety specialist for the school corporation. Provides that a county may establish a county school safety commission, and requires the county commission to develop a school safety plan for each school corporation represented by the commission. Provides that a school corporation may apply for a grant from the safe school fund for school safety, emergency preparedness, or safe haven programs. Establishes a school safety specialist training and certification program within the Indiana criminal justice institute. During the 1999-2001 biennium, appropriates: (1) \$8,000,000 annually to the criminal justice institute
(Continued next page)

Effective: July 1, 1999.

Weatherwax, Breaux

January 22, 1999, read first time and referred to Committee on Education.



Digest Continued

for safe haven, emergency preparedness, and school safety programs; (2) \$750,000 annually to the criminal justice institute for the school safety specialist training and certification program; and (3) \$2,000 for the first year to each school corporation for its use in developing a school safety plan.

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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

SENATE BILL No. 627

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-2-10.1-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) The Indiana safe
3 schools fund is established to do the following:
4 (1) Promote school safety through the purchase of equipment for
5 the detection of firearms and other deadly weapons, use of dogs
6 trained to detect firearms, and purchase of other equipment and
7 materials used to enhance the safety of schools.
8 (2) Combat truancy.
9 (3) Provide matching grants to schools for school safe haven
10 programs.
11 (4) **Provide grants for school safety and emergency**
12 **preparedness plans developed under section 10 of this**
13 **chapter.**
14 (b) The fund consists of amounts deposited:
15 (1) under IC 33-19-9-4; and



(2) from any other public or private source.

(c) **The institute shall determine grant recipients from the fund with a priority on awarding grants in the following order:**

(1) **A grant for a school safety or emergency preparedness plan developed under section 10 of this chapter.**

(2) **A safe haven grant requested under section 10 of this chapter.**

(3) **A safe haven grant requested under section 7 of this chapter.**

(d) **The institute shall:**

(1) **establish a method for determining the maximum amount a grant recipient may receive under this section; and**

(2) **submit the method to the council established under section 8 of this chapter for approval.**

SECTION 2. IC 5-2-10.1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. The ~~Indiana criminal justice~~ institute established by IC 5-2-6 shall administer the fund. Costs of administering the fund shall be paid from money in the fund.

SECTION 3. IC 5-2-10.1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6. (a) A school corporation may receive a grant from the fund for programs, equipment, services, or activities included in a safe schools plan **or emergency preparedness plan** submitted with the application for funds to the ~~Indiana criminal justice~~ institute.

(b) A plan submitted under this section must include provisions for zero (0) tolerance for alcohol, drugs, and deadly weapons on school property. If the ~~Indiana criminal justice~~ institute approves the plan and application, the treasurer of state shall disburse from the fund to the applicant the amount of the grant certified to the treasurer of state by the ~~Indiana criminal justice~~ institute.

SECTION 4. IC 5-2-10.1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) As used in this chapter, ~~criminal justice~~ "institute" refers to the Indiana criminal justice institute established under IC 5-2-6.

(b) As used in this section, "program" refers to a school safe haven program.

(c) A school corporation may apply to the ~~criminal justice~~ institute for a grant for matching funds under this chapter to establish and operate a school safe haven program.

(d) A program must include at least the following components:

(1) The school must be open to students of the school before and after normal operating hours, preferably from 7 a.m. to 9 p.m., on



1 days determined by the school corporation.

2 (2) The program must operate according to a plan to do the
3 following in the school:

4 (A) Reduce alcohol and drug abuse.

5 (B) Reduce violent behavior.

6 (C) Promote educational progress.

7 (e) The ~~criminal justice~~ institute shall adopt rules to administer the
8 program, **including rules concerning evaluations by school**
9 **corporations on the use and impact of grant money received**
10 **through the program.**

11 SECTION 5. IC 5-2-10.1-8 IS ADDED TO THE INDIANA CODE
12 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
13 1, 1999]: **Sec. 8. (a) The governor's council on safe schools is**
14 **established.**

15 **(b) The council has fourteen (14) members, appointed by the**
16 **governor, representing the following entities:**

17 (1) The office of the governor.

18 (2) The office of the attorney general.

19 (3) The supreme court.

20 (4) The juvenile justice improvement committee.

21 (5) The state police department.

22 (6) The superintendent of public instruction.

23 (7) An organization representing public school
24 superintendents.

25 (8) An organization representing school boards.

26 (9) An organization representing school principals.

27 (10) The teacher organization that has the highest number of
28 members in Indiana.

29 (11) The teacher organization that has the second highest
30 number of members in Indiana.

31 (12) An organization that represents parents and teachers.

32 (13) An organization that represents caseworkers who work
33 with juveniles.

34 (14) An organization that represents attorneys who work in
35 the juvenile law area.

36 (c) The term of a member of the council is three (3) years. A
37 member may be appointed for more than one (1) term.

38 (d) The members shall annually elect a chairperson.

39 (e) Each member of the council who is not a state employee is
40 not entitled to the minimum salary per diem provided by
41 IC 4-10-11-2.1(b). The member is, however, entitled to
42 reimbursement for traveling expenses as provided under

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IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(f) Each member of the council who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) The council shall perform the following duties:

(1) Review safety plans, emergency preparedness plans, and safety or emergency preparedness plan grant requests submitted by county school safety commissions under section 10 of this chapter.

(2) Assess the level of resources necessary to fulfill the safety and emergency preparedness plan grant requests reviewed under subdivision (1).

(3) Identify sources of funding and other resources necessary to fulfill the safety and emergency preparedness plan grant requests reviewed under subdivision (1).

(4) Make recommendations to the institute concerning safe haven grant requests under section 7 of this chapter and safety or emergency preparedness plan grant requests under section 10 of this chapter.

(h) The affirmative votes of a majority of the voting members of the council are required for the council to take action on a measure.

SECTION 6. IC 5-2-10.1-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 9. (a) Each school corporation shall designate an individual to serve as the school safety specialist for the school corporation.

(b) The school safety specialist shall be chosen by the superintendent of the school corporation with the approval of the governing body.

(c) The school safety specialist shall perform the following duties:

(1) Serve on the county school safety commission, if a county school safety commission is established under section 10 of this chapter.

(2) Participate in not less than five (5) days of school safety



training each year for certification as a school safety specialist.

(3) With the assistance of the county school safety commission, if a county school safety commission is established under section 10 of this chapter, develop a school safety plan for each school in the school corporation.

(4) Develop an emergency preparedness plan for each school in the school corporation as required under rules adopted by the Indiana state board of education.

(5) Act as a resource for other individuals in the school corporation on issues related to school safety and security.

SECTION 7. IC 5-2-10.1-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 10. (a) A county may establish a county school safety commission.**

(b) The members of the commission are as follows:

(1) The school safety specialist for each school corporation located in whole or in part in the county.

(2) The judge of the court having juvenile jurisdiction in the county or the judge's designee.

(3) The sheriff of the county or the sheriff's designee.

(4) The chief officer of each other law enforcement agency, or the chief officer's designee.

(5) A representative of the juvenile probation system, appointed by the judge described under subdivision (2).

(6) Representatives of community agencies that work with children within the county, appointed by the judge described under subdivision (2).

(7) School counselors for each school corporation located in whole or in part in the county.

(8) From each school corporation located in whole or in part in the county:

(A) one (1) individual who is a parent of a student in the school corporation and who resides in the county;

(B) one (1) student who resides in the county; and

(C) one (1) teacher;

appointed jointly by the school safety specialist and superintendent of the school corporation.

(c) If a county school safety commission is established, the school safety specialist for a school corporation located in whole or in part in the county shall convene the initial meeting of the county school safety commission.



(d) The members shall annually elect a chairperson.

(e) The county school safety commission shall perform the following duties:

(1) Perform an analysis of school safety needs within each participating school corporation.

(2) Develop a safety plan for each participating school corporation that includes each school in the school corporation, which may include the following:

(A) Recommendations for preventing juvenile offenses and improving the reporting of juvenile offenses within the schools.

(B) Proposals for identifying and assessing children who are at high risk of becoming juvenile offenders.

(C) Methods to meet the educational needs of children who have been detained as juvenile offenders.

(D) Methods to improve communications between agencies that work with children.

(E) Methods to improve security and emergency preparedness.

(F) Additional equipment or personnel that are necessary to carry out the safety plan.

(G) Any other topic the commission considers necessary to improve school safety within the school corporations within the commission's jurisdiction.

(3) Submit the safety plan to the governor's council on safe schools.

(4) Provide assistance to the school safety specialists on the commission in developing and requesting grants for emergency preparedness plans described under section 9(c)(4) of this chapter.

(5) Provide assistance to the school safety specialists on the commission and the participating school corporations in developing and requesting grants for school safe haven programs under section 7 of this chapter.

(6) Assist each participating school corporation in carrying out the safety plan.

(f) The affirmative votes of a majority of the voting members of the commission are required for the commission to take action on a measure.

SECTION 8. IC 5-2-10.1-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 11. (a) The school safety specialist training and**



1 certification program is established within the institute.

2 (b) The school safety specialist training program shall provide:

3 (1) annual training sessions, which may be conducted through
4 distance learning or at regional centers; and

5 (2) information concerning best practices and available
6 resources;

7 for school safety specialists and county school safety commissions.

8 (c) The institute shall:

9 (1) establish a certificate to award; and

10 (2) present a certificate to;

11 each school safety specialist who completes the training program
12 specified under subsection (b).

13 (d) After consulting with the department of education, the
14 institute shall:

15 (1) assemble an advisory group of school safety specialists
16 from around the state to make recommendations concerning
17 the curriculum and standards for school safety specialist
18 training; and

19 (2) develop an appropriate curriculum and the standards for
20 the school safety specialist training and certification program.

21 (e) The institute may consult with national school safety experts
22 in developing the curriculum and standards under subsection (d).

23 SECTION 9. [EFFECTIVE JULY 1, 1999] (a) As used in this
24 SECTION, "council" refers to the governor's council on safe
25 schools established by IC 5-2-10.1-8, as added by this act.

26 (b) The governor shall make the initial appointments to the
27 board not later than December 31, 1999.

28 (c) Notwithstanding IC 5-2-10.1-8(c), as added by this act, the
29 initial terms of the members of the board are as follows:

30 (1) The member appointed under IC 5-2-10.1-8(b)(1), the
31 member appointed under IC 5-2-10.1-8(b)(2), the member
32 appointed under IC 5-2-10.1-8(b)(3), and the member
33 appointed under IC 5-2-10.1-8(b)(4), for a term of one (1)
34 year.

35 (2) The member appointed under IC 5-2-10.1-8(b)(5), the
36 member appointed under IC 5-2-10.1-8(b)(6), the member
37 appointed under IC 5-2-10.1-8(b)(7), the member appointed
38 under IC 5-2-10.1-8(b)(8), and the member appointed under
39 IC 5-2-10.1-8(b)(9), for a term of two (2) years.

40 (3) The member appointed under IC 5-2-10.1-8(b)(10), the
41 member appointed under IC 5-2-10.1-8(b)(11), the member
42 appointed under IC 5-2-10.1-8(b)(12), the member appointed



1 under IC 5-2-10.1-8(b)(13), and the member appointed under
2 IC 5-2-10.1-8(b)(14), for a term of three (3) years.

3 (d) The initial terms of the members of the board begin on
4 January 1, 2000.

5 (e) This SECTION expires January 1, 2004.

6 SECTION 10. [EFFECTIVE JULY 1, 1999] (a) There is annually
7 appropriated to the Indiana criminal justice institute eight million
8 dollars (\$8,000,000) from the state general fund for its use in
9 providing grants to school corporations for school safe haven
10 programs, emergency preparedness programs, and school safety
11 programs beginning July 1, 1999, and ending June 30, 2001.

12 (b) There is annually appropriated to the Indiana criminal
13 justice institute seven hundred fifty thousand dollars (\$750,000)
14 from the state general fund for its use in providing training to
15 school safety specialists under IC 5-2-10.1-11, as added by this act,
16 beginning July 1, 1999, and ending June 30, 2001.

17 (c) This SECTION expires June 30, 2001.

18 SECTION 11. [EFFECTIVE JULY 1, 1999] (a) There is
19 appropriated to each school corporation two thousand dollars
20 (\$2,000) from the state general fund for its use in developing a
21 school safety plan under IC 5-2-10.1-10, as added by this act,
22 beginning July 1, 1999, and ending June 30, 2000.

23 (b) This SECTION expires June 30, 2000.

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